

File No. 110571

Committee Item No. _____
Board Item No. 6

COMMITTEE/BOARD OF SUPERVISORS AGENDA PACKET CONTENTS LIST

Committee PUBLIC SAFETY

Date 5/19/11

Board of Supervisors Meeting

Date 6/7/11

Cmte Board

- | | | |
|-------------------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Grant Information Form |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Award Letter |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

(Use back side if additional space is needed)

<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

Completed by: Gail Johnson

Date 5/13/11

Completed by: Ag

Date 6/1/11

An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is in the file.

1 [Accept and Expend Grant – Interoperable Emergency Communications Grant Program -
2 \$1,227,632]

3 **Resolution authorizing the Department of Emergency Management, as primary grantee**
4 **and fiscal agent for the Capitol-Bay Planning Area, to retroactively accept and expend a**
5 **FY2010 Interoperable Emergency Communications Program Grant award in the amount**
6 **of \$1,227,632 from the United States Department of Homeland Security, through the**
7 **California Emergency Management Agency, for the period July 1, 2010, to March 31,**
8 **2013.**

9
10 WHEREAS, The Interoperable Emergency Communications Grant Program (IECGP) is
11 designed to address systemic shortfalls in emergency communication systems and to improve
12 local, tribal, regional, statewide, and national interoperable emergency communications,
13 including communications in collective response to natural disasters, acts of terrorism, and
14 other man-made disasters; and,

15 WHEREAS, IECGP funding enables states, territories, local units of government, and
16 tribal communities to implement their Statewide Communication Interoperability Plans (SCIP)
17 and align to the National Emergency Communications Plan (NECP) to further enhance
18 interoperability; and,

19 WHEREAS, The Federal Emergency Management Agency (FEMA), under the Federal
20 Department of Homeland Security (DHS), administers the IECGP and in California, IECGP
21 grant funds are allocated through the California Emergency Management Agency (Cal EMA);
22 and,

23 WHEREAS, In connection with the California SCIP, the City and County of San
24 Francisco and its regional partners the Counties of Alameda, Contra Costa, Marin, Monterey,
25 Napa, San Benito, San Mateo, Santa Cruz, Santa Clara, Solano, and Sonoma (collectively,

1 the "Bay Region partners") are working collaboratively with the County of Sacramento and its
2 regional partners the Counties of Alpine, Amador, Calaveras, El Dorado, Placer, San Joaquin,
3 Stanislaus, Tuolumne, and Yolo (collectively, the "Capitol Region partners"); and,

4 WHEREAS, Together, the Capitol Region partners and Bay Region partners constitute
5 the Capitol-Bay Planning Area; and,

6 WHEREAS, For purposes of the IECGP, the City and County of San Francisco is the
7 primary grantee and fiscal agent from the Capitol-Bay Planning Area; and

8 WHEREAS, FEMA has allocated IECGP grant funds in the amount of \$1,227,632 to
9 the Capitol-Bay Planning Area; and,

10 WHEREAS, The Capitol-Bay Planning Area intends to use the grant funds for an
11 interoperable communication project that encompasses planning, training, and equipment
12 among the partner jurisdictions in both the Capitol and Bay Area regions and benefits all
13 recipient jurisdictions; and,

14 WHEREAS, The grant period is from July 1, 2010 to March 31, 2013; and,

15 WHEREAS, The grant does not require an ASO amendment; and,

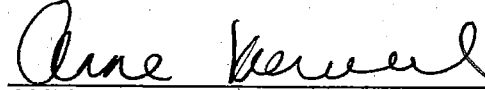
16 WHEREAS, The grant does not include any provisions for indirect costs; now,
17 therefore, be it

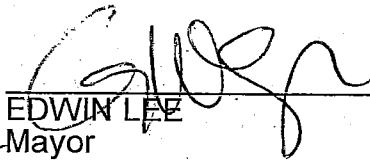
18 RESOLVED, That the San Francisco Board of Supervisors hereby authorizes the
19 Department of Emergency Management, on behalf of the City and County of San Francisco in
20 its capacity as primary IECGP grantee and fiscal agent to the Capitol-Bay Planning Area, to
21 retroactively accept and expend a Fiscal Year 2010 IECGP grant in the amount of \$1,227,632
22 from the DHS, through the Cal EMA; and, be it


23 FURTHER RESOLVED, That the grant does not include any provision for indirect
24 costs, and indirect costs are hereby waived.


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

RECOMMENDED:


ANNE KRONENBERG, Executive Director
Department of Emergency Management


EDWIN LEE
Mayor


FOR BEN ROSENFELD
Controller

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Anne Kronenberg 
DATE: April 26, 2011
SUBJECT: Accept and Expend Resolution for Subject Grant
GRANT TITLE: FY 10 Interoperable Emergency Communications Grant Program

Attached please find the original and 4 copies of each of the following:

- Proposed grant resolution; original signed by Department, Mayor, Controller
- Grant information form, including disability checklist
- Grant budget
- Grant application
- Grant award letter from funding agency
- Other (Explain): Grant Assurances

Special Timeline Requirements:

Departmental representative to receive a copy of the adopted resolution:

Name: Mary Landers

Phone: 705-8531

Interoffice Mail Address:

Certified copy required Yes

No

(Note: certified copies have the seal of the City/County affixed and are occasionally required by funding agencies. In most cases ordinary copies without the seal are sufficient).

File Number: _____
(Provided by Clerk of Board of Supervisors)

Grant Information Form
(Effective March 2005)

Purpose: Accompanies proposed Board of Supervisors resolutions authorizing a Department to accept and expend grant funds.

The following describes the grant referred to in the accompanying resolution:

1. Grant Title: FY 10 Interoperable Emergency Communications Grant Program

2. Department: Department of Emergency Management

3. Contact Person: Mary Landers Telephone: 705-8531

4. Grant Approval Status (check one):

Approved by funding agency

Not yet approved

5. Amount of Grant Funding Approved or Applied for: \$1,227,632

6a. Matching Funds Required: \$ N/A

b. Source(s) of matching funds (if applicable):

7a. Grant Source Agency: U.S. Dept. of Homeland Security

b. Grant Pass-Through Agency (if applicable): California Emergency Management Agency (CalEMA)

8. Proposed Grant Project Summary: This grant provides funding to establish formal interoperable communications governance structures and common planning and operational protocols as well as enhance emergency responders' skills and capabilities through training and exercises.

9. Grant Project Schedule, as allowed in approval documents, or as proposed:

Start-Date: July 1, 2010

End-Date: March 31, 2013

10a. Amount budgeted for contractual services: N/A- No San Francisco contracts will be initiated.

b. Will contractual services be put out to bid? N/A

c. If so, will contract services help to further the goals of the department's MBE/WBE requirements? N/A

d. Is this likely to be a one-time or ongoing request for contracting out?

11a. Does the budget include indirect costs? Yes No

b1. If yes, how much? \$

b2. How was the amount calculated?

c. If no, why are indirect costs not included?

Not allowed by granting agency

To maximize use of grant funds on direct services

Other (please explain):

c2. If no indirect costs are included, what would have been the indirect costs? Unknown. But estimated to be no more than 10%.

12. Any other significant grant requirements or comments:

****Disability Access Checklist****

13. This Grant is intended for activities at (check all that apply):

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> Existing Site(s) | <input checked="" type="checkbox"/> Existing Structure(s) | <input checked="" type="checkbox"/> Existing Program(s) or Service(s) |
| <input type="checkbox"/> Rehabilitated Site(s) | <input type="checkbox"/> Rehabilitated Structure(s) | <input checked="" type="checkbox"/> New Program(s) or Service(s) |
| <input checked="" type="checkbox"/> New Site(s) | <input type="checkbox"/> New Structure(s) | |

14. The Departmental ADA Coordinator and/or the Mayor's Office on Disability have reviewed the proposal and concluded that the project as proposed will be in compliance with the Americans with Disabilities Act and all other Federal, State and local access laws and regulations and will allow the full inclusion of persons with disabilities, or will require unreasonable hardship exceptions, as described in the comments section:

Comments:

Departmental or Mayor's Office of Disability Reviewer: Terrence Daniel
(Name)

Date Reviewed: April 25, 2011

Department Approval: Anne Kronenberg Executive Dir., Dept. of Emergency Management
(Name) (Title)

Anne Kronenberg
(Signature)



Gavin Newsom
Mayor

Department of Emergency Management
1011 Turk Street, San Francisco, CA 94102

Division of Emergency Communications
Phone: (415) 558-3800 Fax: (415) 558-3843

Division of Emergency Services
Phone: (415) 558-2700 Fax: (415) 503-2098



Vicki L. Hennessy
Executive Director

To: Angela Calvillo, Clerk of the Board of Supervisors
From: Anne Kronenberg *AK*
Executive Director, Department of Emergency Management
Date: April 25, 2011
RE: Resolution to Accept and Expend FY 2010 Interoperable Emergency Communications Grant Program (IECGP) Grant

The Department of Emergency Management is pleased to present the following Grant Report in summary of the above-referenced item submitted by the Department of Emergency Management.

Legislation For Approval: The proposed resolution seeks the Board of Supervisors' approval for the acceptance (retroactive) and expenditure of \$1,227,632 in funds from the United States Department of Homeland Security through the California Emergency Management Agency, to establish formal interoperable communications governance structures and common planning and operational protocols as well as enhance emergency responders' skills and capabilities through training and exercises.

Departments: **Department of Emergency Management (DEM).** Department will act as fiscal agent and expenditures are to the City and County of San Francisco and its regional partners the Counties of Alameda, Contra Costa, Marin, Monterey, Napa, San Benito, San Mateo, Santa Cruz, Santa Clara, Solano, and Sonoma (collectively, the Bay Region partners) and will work collaboratively with the County of Sacramento and its regional partners the Counties of Alpine, Amador, Calaveras, El Dorado, Placer, San Joaquin, Stanislaus, Tuolumne, and Yolo (collectively, the Capitol Region partners).

Amount: Grant allocation to the Capitol-Bay Region in the amount of \$1,227,632 to be allocated to the above jurisdictions by agreement of the Urban Area Working Group (UAWG) which will act as the Bay Region executive steering committee.

Grant Period: July 1, 2010 through March 31, 2013

Source of funds: U.S. Department of Homeland Security. 25 % Match required on equipment purchases only. No equipment to be purchased by San Francisco.

Indirect Costs: The proposed resolution waives indirect costs, because the grant program does not allow the charging of indirect costs.

Description: The proposed resolution authorizes the Department of Emergency Management to retroactively accept and expend \$1,227,632 in federal grant funding from the FY 2010 Interoperable Emergency Communications Grant Program (Award #21010-IP-T0-0016, OES #075-95017), issued by the U.S. Department of Homeland Security (DHS) through the California Emergency Management Agency (CalEMA) to establish formal interoperable communications governance structures and common planning and operational protocols as well as enhance emergency responders' skills and capabilities through training and exercises.

Grant funds will be allocated to the following activities to accomplish the following tasks:

- (1) **Equipment:** \$147,500 has been allocated for the purchase of Wide Area Digital Equipment for Sacramento and is subject to a 25% match requirement to be met by Sacramento. No match funds will be provided by San Francisco.
- (2) **Planning:** \$989,030 has been allocated to develop plans, conduct microwave assessments and waiver studies, and oversee and coordinate the broadband waiver governance plan, and equipment and exercise projects. Existing San Francisco grant funded staff will provide any planning efforts so no Annual Salary Ordinance amendment is required. San Francisco will not develop any contracts. Other partner jurisdictions may develop contracts and will utilize their internal contracting processes.
- (3) **Exercise:** \$30,000 has been allocated for the conduct of a workshop hosted by Sacramento.
- (4) **M & A:** \$61,102 has been allocated for all management and administration expenses.

Budget: The summary budget by activity for the subject grant is as follows:

Equipment:	\$ 147,500
Planning:	\$ 989,030
Exercise:	\$ 30,000

<u>M & A:</u>	\$ 61,102
Total Budget:	\$1,227,632

Additional Comments:

- This grant was received by the City and County of San Francisco from the Department of Homeland Security and is a pass through from the California Emergency Management Agency for the Capitol-Bay region. San Francisco will act as the fiscal agent for these funds.
- No new positions are funded with this grant
- No grant funds have been encumbered or expended.
- There are no contracts being developed in San Francisco. Other partner jurisdictions may develop contracts and will utilize their internal contracting processes.

**CALIFORNIA EMERGENCY MANAGEMENT AGENCY
GRANT APPLICATION COVER SHEET**

The contents of this document may result in delayed application approval, modification requests, or reimbursement requests. No activities shall be undertaken until the grant is approved by the Financial Management Forms Workbook.

CFDA # 97.055

1. Applicant Name:	Bay Area UASI
2. FIPS #:	075-95017
3. Date:	November 17, 2010
4. Grant Number:	
5. Program Selection:	
Interoperable Emergency Communications Grant Program (IECGP)	
6. Amount Requested:	\$ 1,227,632
7. FOR YEAR:	2010

Application Approved By: _____	
Grant Performance Period:	_____
FIPS Number:	_____
Grant Number:	_____
Date:	_____
<i>For State Use only</i>	

8. Authorized Body of 5 - Signature and contact information	Signature	Printed Name	Title	Phone	Email
County Public Health Officer	_____	_____	_____	_____	_____
County Fire Chief	_____	_____	_____	_____	_____
Municipal Fire Chief	_____	_____	_____	_____	_____
County Sheriff	_____	_____	_____	_____	_____
Chief of Police	_____	_____	_____	_____	_____
Additional Position (Optional)	_____	_____	_____	_____	_____
Additional Position (Optional)	_____	_____	_____	_____	_____

9. Authorized Agent contact information					
Authorized Agent's Name	Title	Mailing Address	City	State	ZIP
Laura Phillips	General Manager	10 Lombard St, Suite 410	San Francisco	CA	94111
Teresa Serata	Director of Strategy and Compliance	10 Lombard St, Suite 410	San Francisco	CA	94111
Contact's Name		Mailing Address		City	State
Mary Landers	Grants manager	10 Lombard St, Suite 410	San Francisco	CA	94111
Clement Ng	Grants manager	10 Lombard St, Suite 410	San Francisco	CA	94111
Neal Tanguchi	Chief Financial Officer	10 Lombard St, Suite 410	San Francisco	CA	94111

10. Statements of Certification

Statement of Certification Approval Authority Body - IECGP

By signing below, I hereby certify I am the duly appointed Authorized Agent and have the authority to apply for the Interoperable Emergency Communications Grant Program, and the Operational Area's application represents the needs for the Interoperable Emergency Communications Grant Program.

Select Application Type: Non-Profit, TA, SA, UASI, OA -> UASI

Statement of Certification - UASI Authorized Agent - By signing below, I hereby certify I am the duly appointed Authorized Agent and have the authority to apply for this Grant Program and the UASI's application represents the needs for this Grant Program.

11. Authorized Agent Name/Signature/Date	Date
--	------

Printed Name	Signature
Teresa Serata	<i>Teresa Serata</i>
_____	_____

Date: **Wednesday, November 17, 2010**

CALIFORNIA EMERGENCY MANAGEMENT AGENCY

PROJECT LEDGER

Alterations to this document may result in delayed application approval, modification requests, or reimbursement requests. Subgrantees may be asked to revise and/or re-submit any altered Financial Management Forms Workbook. **Warning!** Decimal usage is not allowed. Attempts to use decimals will prompt error message.

Bay Area UASI
075-95017

CFDA # **97.055**

LEDGER TYPE:	Initial Application
Today's Date:	Wednesday, November 17, 2010
Expenditure Period:	(Date) From: (Date) To:

Item Number	Project	Project Name	Funding Source	Discipline	Solution Area	Solution Area Sub-Category	Total Obligated	Amount Approved Previous	Amount This Request	Match Amount	Total Approved	Remaining Balance	Percentage Complete
1	A	Project Management	IEC	EMG	Plan	Develop, Coordinate, Implement or Evaluate Programs, Groups, Councils or Teams	401,530	-	-	-	-	401,530	
2	A	Microwave and Spectrum Analysis	IEC	PSC	Plan	Develop or Conduct Assessments	490,000	-	-	-	-	490,000	
3	A	Broadband Waivers analysis and application	IEC	PSC	Plan	Develop and Enhance Plans and Protocols	97,500	-	-	-	-	97,500	13.9
4	A	Communications Exercise	IEC	PSC	Exerc	Design/Develop/Conduct/Evaluate	30,000	-	-	-	-	30,000	
5	A	PSAP to PSAP emergency phone network	IEC	PSC	Equip	Interoperable Communications Equipment	147,500	-	-	-	-	147,500	
6	A	Management and Administration	IEC	GA	M & A	All Other M&A Expenses	61,102	-	-	-	-	61,102	
7													
8													
9													
10													
11													
12													
13													
14													
15													
16													
17													
18													
19													
20													
21													
22													
23													
24													
25													
26													
27													
28													
29													

CALIFORNIA EMERGENCY MANAGEMENT AGENCY

PROJECT DESCRIPTIONS

Attention to this document may result in delayed application approval, modification requests, or reimbursement requests. Subgrantees may be asked to revise and/or re-submit any altered Financial Management Forms Workbook.

CFDA #

97.055

Bay Area UASI
075-95017
November 17, 2010

Project	State Investment Justification Goals and Objectives	Project Description	Need	Project Milestone & Justifications
Project A	Investment Goal Objective	Through this project, the Capital Bay Planning Area will develop plans to address Narrowbanding Coordination and Spectrum analysis for interoperable communications voice channels, microwave backhaul, and public safety broadband spectrum for the region. The project will also exercise interoperable communications assets which will assist the region in coordinating and developing improved communications plans. The project will enhance regional communications by connecting regional communications centers in the event of a	The Capital Bay region needs to better coordinate and efficiently allocate voice, backhaul, and broadband spectrum throughout the area. The region will always have a need to exercise and improve utilization of communications assets as well as enhance communications throughout the region.	At the 6 month mark, this project will be 20% complete and \$245,526.40 funds will be expended. At the 12 month mark, this project will be 60% complete and \$736,579.20 funds will be expended. At the 18 month mark, this project will be 85% complete and \$1,043,487.00 funds will be expended.
Project B	Investment Goal Objective			At the 6 month mark, this project will be ___% complete and \$___ funds will be expended. At the 12 month mark, this project will be ___% complete and \$___ funds will be expended. At the 18 month mark, this project will be ___% complete and \$___ funds will be expended.
Project C	Investment Goal Objective			At the 6-month mark, this project will be ___% complete and \$___ funds will be expended. At the 12-month mark, this project will be ___% complete and \$___ funds will be expended. At the 18-month mark, this project will be ___% complete and \$___ funds will be expended.
Project D	Investment Goal Objective			At the 6-month mark, this project will be ___% complete and \$___ funds will be expended. At the 12-month mark, this project will be ___% complete and \$___ funds will be expended. At the 18-month mark, this project will be ___% complete and \$___ funds will be expended.
Project E	Investment Goal Objective			At the 6-month mark, this project will be ___% complete and \$___ funds will be expended. At the 12-month mark, this project will be ___% complete and \$___ funds will be expended. At the 18-month mark, this project will be ___% complete and \$___ funds will be expended.
Project F	Investment Goal Objective			At the 6-month mark, this project will be ___% complete and \$___ funds will be expended. At the 12-month mark, this project will be ___% complete and \$___ funds will be expended. At the 18-month mark, this project will be ___% complete and \$___ funds will be expended.

CFDA# **97.055**

LEADER TYPE:	Initial Application
Today's Date:	November 17, 2010
Expenditure Period:	(From) To:

Project	Equipment Description & (Quantity)	AEI#	AEI Title	SAFECOM consult	Funding Source	Discipline	Solution Area Sub-Category	Invoice Number	Vendor	ID Tag Number	Condition & Disposition	Deployed Location	Acquired Date	Hold Trigger	Approval Date	Estimated Cost	Amount Approved Previous	Amount This Request	Cash Request #	Total Approved	Remaining Balance
A	Network, Wide Area Digital, PSAP to PSAP (Sector UASI) (Quantity - 3)	06CP-04-WADN	Network, Wide Area Digital	YES	IEC	PSC	Interoperable Communications Equipment							No hold indicated		147,500		147,500			147,500

CALIFORNIA EMERGENCY MANAGEMENT AGENCY

Match

Alterations to this document may result in delayed application approval, modification requests, or reimbursement requests. Subgrantees may be asked to revise and/or re-submit any altered Financial Management Forms Workbook. **Warning!** Decimal Usage is not allowed. Attempts to use Decimals will prompt error message.

Bay Area UASI
075-95017

CFDA # 97.055

LEDGER TYPE: Initial Application

Today's Date: Wednesday, November 17, 2010

Expenditure Period: (Date) From: (Date) To:

Item Number	Project	Project Name	Funding Source	Discipline	Solution Area	Solution Area Sub-Category	Cash Request #	Match Expended	Total Match: \$
1	A	Emergency Phone Network, PSAP to PSAP (Sacto UASI)	IEC	PSC	Equip	Interoperable Communications Equipment			50,000
2									
3									
4									
5									
6									
7									
8									
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
19									
20									
21									
22									
23									
24									
25									
26									
27									
28									
29									
30									
31									
32									
33									
34									
35									
36									
37									
38									
39									
40									
41									
42									
43									

AUTHORIZED AGENT

Agencies: Is this document may result in delayed application approval, modification requests, or reimbursement requests. Submitters may be asked to revise and/or re-submit any altered Financial Management Forms Workbook.

Bay Area UASI
075-95017

CFDA #: 97.055

Supporting Information for Reimbursement/Advance of State and Federal Funds

This request is for an/a: Initial Application

This claim is for costs incurred within the grant expenditure period from and does not cross fiscal years.

(Beginning Expenditure Period Date)

through

(Ending Expenditure Period Date)

Under Penalty of Perjury I certify that:

I am the duly authorized officer of the claimant herein. This claim is true, correct, and all expenditures were made in accordance with applicable laws, rules, regulations and grant conditions and assurances.
Statement of Certification - Authorized Agent
By signing below, I hereby certify that I am the duly appointed Authorized Agent and have the authority to apply for the Homeland Security, Transit Security, Non-Profit Security Grant Program, PROP 1B, Urban Area Security Initiative, and the Operational Area's application represents the needs for the State Homeland Security Program.

Teresa Serata

Printed Name

Teresa Serata

Signature of Authorized Agent

Date

11/17/2010

Mail workbooks to:

Peter Town
Homeland Security Grants - CALEMA
California Emergency Management Agency
50 Schriever Avenue



City and County of San Francisco
Certified Copy
Resolution

City Hall
 1 Dr. Carlton B. Goodlett Place
 San Francisco, CA 94102-4689

100933 [**Homeland Security Grants**]

Sponsor: Mayor

Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program.

7/20/2010 Board of Supervisors - ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

7/29/2010 Mayor - APPROVED

STATE OF CALIFORNIA
 CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

November 15, 2010
 Date

Madelaine Licavoli
 Angela Calvillo
 Clerk of the Board

FILE NO. 100933

RESOLUTION NO. 324-10

1 [Homeland Security Grants]
2

3 Resolution authorizing designated City and County officials to execute and file on
4 behalf of the City and County of San Francisco, a public entity established under the
5 laws of the State of California, any actions necessary for the purpose of obtaining
6 federal financial assistance provided by the federal Department of Homeland Security
7 and sub-granted through the State of California under various grant programs,
8 including: the FY 2010 Homeland Security Grant Program for the FY 2010 Urban Areas
9 Security Initiative (UASI) grant, the FY 2010 Regional Catastrophic Preparedness Grant
10 Program (RCPGP), the FY 2010 Interoperable Emergency Communications Grant
11 Program (IECGP), Public Law 111-83, FY 2010 State Homeland Security Grant Program,
12 FY 2010 Metropolitan Medical Response System, FY 2010 Citizen Corps Program, FY
13 2010 Emergency Management Performance Grant, and FY 2010 Buffer Zone Protection
14 Program.

15
16 WHEREAS, The State of California, through various homeland security grant
17 programs, provides support for the development and maintenance of the capability of local
18 jurisdictions to prepare for and respond to natural disasters, acts of terrorism, and other man-
19 made disasters and provides for the dispersal of federal funds provided for this purpose under
20 Public law 111-83; and,

21 WHEREAS, The City and County of San Francisco has participated in these programs
22 since their inception and deems participation in these programs as vital to the continued well-
23 being of its citizens; and,
24
25

MAYOR NEWSOM
Board of Supervisors

1 WHEREAS, The State of California requires that applicant's agents be named in the
2 resolution, now, therefore, be it

3 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
4 authorizes the Executive Director of the Department of Emergency Management, or in his or
5 her absence, the Chief Financial Officer of the Department of Emergency Management, or the
6 General Manager of the Bay Area UASI or the Director of Strategy and Compliance of the Bay
7 Area UASI, to execute for and on behalf of the City and County of San Francisco, a public
8 entity established under the laws of the State of California, any actions necessary for the
9 purpose of obtaining federal financial assistance provided by the federal Department of
10 Homeland Security and sub-granted through the State of California under the FY 10
11 Homeland Security Grant Program for the FY 10 Urban Areas Security Initiative (UASI) grant,
12 the FY 10 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY 10
13 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY
14 10 State Homeland Security Grant Program, FY 10 Metropolitan Medical Response System,
15 FY 10 Citizen Corps Program, FY 10 Emergency Management Performance Grant, and FY
16 10 Buffer Zone Protection Program.

17
18
19
20
21
22
23
24
25



City and County of San Francisco

Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 100933

Date Passed: July 20, 2010

Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program.

July 20, 2010 Board of Supervisors - ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

File No. 100933

I hereby certify that the foregoing Resolution was ADOPTED on 7/20/2010 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom

July 29, 2010

Date Approved

ARNOLD SCHWARZENEGGER
GOVERNOR

MATTHEW R. BETTENHAUSEN
SECRETARY



Cal E·M·A
CALIFORNIA EMERGENCY
MANAGEMENT AGENCY

December 8, 2010

Ms. Laura Philips
General Manager
10 Lombard St., Suite 410
San Francisco, CA 94111

SUBJECT: NOTIFICATION OF PROJECT AWARD
Fiscal Year (FY) 2010 Interoperable Emergency Communications Grant Program
(IECGP)
Bay Area UASI
Cal EMA ID # 075-95017, Grant # 2010-IP-T0-0016
GRANT EXPENDITURE PERIOD: 07-01-2010 – 03/31/2013

Dear Ms. Philips:

The California Emergency Management Agency (Cal EMA) has approved the Bay Area UASI for IECGP funding in the amount of \$1,227,632. As of the date of this letter you may request reimbursement of eligible grant expenditures using the Cal EMA financial management forms workbook available at www.calema.ca.gov.

Funds awarded under this allocation will be subject to the requirements set forth in the FY 2010 IECGP Program Guidance and Application Kit.

Cal EMA is available to provide technical assistance throughout the entire grant process. For assistance, please contact your Program Representative, Peter Town at (916) 322-1503 or peter.town@calema.ca.gov.

Thank you for your work in protecting California. We look forward to working with you and appreciate your cooperation and support.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew R. Bettenhausen".

MATTHEW R. BETTENHAUSEN
Secretary

3650 SCHRIEVER AVENUE • MATHER, CA 95655
OFFICE OF GRANTS MANAGEMENT
(916) 324-8908 • fax: (916) 322-9053

California Emergency Management Agency

FY10 Grant Assurances

Name of Applicant: Teresa Serata

Address: 10 Lombard St. #400

City: San Francisco

State: CA

Zip Code: 94111

Telephone Number: 415-705-8520

Fax Number: 415-705-8513

E-Mail Address: Teresa.Serata@sfgov.org

As the duly authorized representative of the applicant, I certify that the applicant named above:

1. Has the legal authority to apply for federal assistance, and has the institutional, managerial and financial capability to ensure proper planning, management and completion of the grant provided by the federal Department of Homeland Security and sub-granted through the State of California, California Emergency Management Agency (CALEMA).
2. Will assure that grant funds are only used for allowable, fair, and reasonable costs and is prohibited from transferring funds between programs (State Homeland Security Program, Urban Area Security Initiative, Citizen Corps Program, and Metropolitan Medical Response System).
3. Will give the federal government, the General Accounting Office, the Comptroller General of the United States, the State of California, through any authorized representative, access to and the right to examine all paper or electronic records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or awarding agency directives.
4. Agrees that funds utilized to establish or enhance state and local fusion centers must support the development of a statewide fusion process that corresponds with the Global Justice/Homeland Security Advisory Council (HSAC) Fusion Center Guidelines and achievement of a baseline level of capability as defined by the Fusion Capability Planning Tool.
5. Will provide progress reports and such other information as may be required by the awarding agency, including the Initial Strategy Implementation Plan (ISIP) within 45 (forty-five) days of the award, and update via a report in the Grant Reporting Tool (GRT) twice each year.
6. Will initiate and complete the work within the applicable time frame after receipt of approval from CalEMA.
7. Will comply with FEMA's codified regulation 44 CFR Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments, including part 13.1 regarding the payment of interest earned on advances.

8. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain for themselves or others, particularly those with whom they have family, business or other ties.
9. Agrees that to the extent contractors or subcontractors are utilized, grantees and subgrantees shall use small, minority, women-owned, or disadvantaged business concerns and contractors or subcontractors to the extent practicable.
10. Will comply with 2 CFR 215.25, and will notify CALEMA of any developments that have a significant impact on award-supported activities, including changes to key program staff.
11. Will comply, if applicable, with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
12. Understands and agrees Federal funds will not be used, directly or indirectly, to support the enactment, repeal, modification or adoption of any law, regulation, or policy, at any level of government, without the express prior written approval from FEMA.
13. Will comply with all federal statues relating to Civil Rights and Nondiscrimination. These include but are not limited to:
 - a. Title VI of the Civil Rights Act of 1964 (P.L. 88-352), as amended, which prohibits discrimination on the basis of race, color or national origin.
 - b. Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683 and 1685-1686), which prohibits discrimination on the basis of gender.
 - c. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794) which prohibits discrimination on the basis of handicaps.
 - d. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107) which prohibits discrimination on the basis of age.
 - e. The Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255) as amended, relating to nondiscrimination on the basis of drug abuse.
 - f. The Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
 - g. §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records.
 - h. Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing.
 - i. Title 28, Code of Federal Regulations, Part 42, Subparts C, D, E and G.
 - j. Title 28, CFR, Part 35.
 - k. Any other nondiscrimination provisions in the specific statute(s) under which application for federal assistance is being made, and
 - l. Title 44 CFR Parts 7, 16, and 19 relating to nondiscrimination.
 - m. The requirements on any other nondiscrimination statute(s) which may apply to the application.
 - n. Will, in the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds or race, color, religion, national origin, gender, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office of Civil Rights, Office of Justice Programs.

- o. Will provide an Equal Employment Opportunity Plan, if applicable, to the Department of Justice Office of Civil Rights within 60 days of grant award.
 - p. Will comply, and assure the compliance of all its subgrantees and contractors, with the nondiscrimination requirements of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, 42 USC 3789(d), or the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act, as appropriate; the provision of the current edition of the Office of Justice Programs Financial and Administrative Guide for Grants, M7100.1.
14. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. § 4601 et seq. (P.L. 91-646) which provides for fair and equitable treatment of persons displaced or whose property is acquired as a result of federal or federally assisted programs. These requirements apply to all interested in real property acquired for project purposes regardless of federal participation in purchases. Will also comply with Title 44 Code of Federal Regulations, Part 25, Uniform Relocation Assistance and Real Property Acquisition for Federal and federally-assisted programs.
 15. Will comply, if applicable, with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 (ten thousand dollars) or more.
 16. Will comply with all applicable Federal, State, and local environmental and historical preservation (EHP) requirements. Failure to meet Federal, State, and local EHP requirements and obtain applicable permits may jeopardize Federal funding. Will comply with all conditions placed on any project as the result of the EHP review; any change to the scope of work of a project will require re-evaluation of compliance with these EHP requirements.
 17. Agrees not to undertake any project having the potential to impact the EHP resources without the prior written approval of FEMA/CALEMA, including but not limited to communications towers, physical security enhancements, new construction and modifications to buildings that are 50 (fifty) years old or more. Any construction related activities initiated prior to full environmental and historic preservation (EHP) review will result in a non-compliance finding. If ground disturbing activities occur during the project implementation, the recipient must ensure monitoring of the ground disturbance and if any potential archeological resources are discovered, the recipient will immediately cease activity in that area and notify CALEMA/FEMA and the appropriate State Historic Preservation Office.
 18. Will ensure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of this project are not listed in the Environmental Protection Agency's (EPA) list of Violating Facilities, and will notify CALEMA and the Federal Grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.
 19. Will provide any information requested by FEMA/CALEMA to insure compliance with applicable laws including the following:
 - a. Institution of environmental quality control measures under the National Environmental Policy Act, National Historical Preservation Act, Archaeological and Historic Preservation Act, Endangered Species Act, and Executive Orders on Floodplains

- (EO11988), Wetlands (11990) and Environmental Justice (12898) and Environmental Quality (EO11514).
- b. Title 44 CFR Parts 9 and 10, referencing floodplain management and environmental considerations.
 - c. Notification of violating facilities pursuant to EO 11738.
 - d. Assurance of project consistency with the approved state management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.).
 - e. Conformity of federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.).
 - f. Protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523).
 - g. California Environmental Quality Act (CEQA). California Public Resources Code Sections 21080-21098. California Code of Regulations, Title 14, Chapter 3 Section 15000-15007.
 - h. Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
 - i. Applicable provisions of the Coastal Barrier Resources Act (P.L. 97-348) dated October 19, 1982 (16 USC 3501 et seq.) which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier Resources System.
 - j. Will comply with all conditions placed on any project as the result of the EHP review; any change to the scope of work of a project will require re-evaluation of compliance with these EHP requirements.
 - k. Agrees not to undertake any project having the potential to impact the EHP resources without the prior written approval of FEMA/CALEMA, including but not limited to communications towers, physical security enhancements, new construction and modifications to buildings that are 50 (fifty) years old or more.
20. Will comply with Standardized Emergency Management System (SEMS) requirements as stated in the California Emergency Services Act, Government Code, Chapter 7 of Division 1 of Title 2, Section 8607.1(e) and CCR Title 19, Sections 2445, 2446, 2447 and 2448.
21. Agrees that all publications created or published with funding under this grant shall prominently contain the following statement: *"This document was prepared under a grant from FEMA's Grant Programs Directorate, U.S. Department of Homeland Security. points of view or opinions expressed in this document are those of the authors and do not necessarily represent the official position or policies of FEMA's Grant Programs Directorate or the U.S. Department of Homeland Security."* The recipient also agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: *"Purchased with funds provided by the U.S. Department of Homeland Security."*
22. Has requested through the State of California, federal financial assistance to be used to perform eligible work approved in the submitted application for federal assistance and after the receipt of federal financial assistance, through the State of California, agree to the following:
- a. Promptly return to the State of California all the funds received which exceed the approved, actual expenditures as accepted by the federal or state government.
 - b. In the event the approved amount of the grant is reduced, the reimbursement applicable to the amount of the reduction will be promptly refunded to the State of California.
 - c. Separately account for interest earned on grant funds, and will return all interest earned, in excess of \$100 per federal fiscal year.

23. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. Sections 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
24. Will comply with provisions of the Hatch Act (5 U.S.C. Sections 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with federal funds.
25. Will comply, if applicable, with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
26. Will comply, if applicable, with the Laboratory Animal Welfare Act of 1966 (P. L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
27. Will comply with the minimum wage and maximum hour provisions of the Federal Fair Labor Standards Act (29 U.S.C. 201), as they apply to employees of institutions of higher education, hospitals, and other non-profit organizations.
28. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. Section 276a to 276a-7), the Copeland Act (40 U.S.C. Section 276c and 18 U.S.C. Sections 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. Sections 327-333), regarding labor standards for federally assisted construction sub-agreements.
29. Agrees that:
 - a. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.
 - b. If any other funds than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or an employee of Congress, or employee of a Member of Congress in connection with the federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
 - c. The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers including subgrants, contracts under grants and cooperative agreements, and subcontract(s) and that all sub recipients shall certify and disclose accordingly.
 - d. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.
30. Agrees that equipment acquired or obtained with grant funds:
 - a. Will be made available pursuant to applicable terms of the California Disaster and Civil Defense Master Mutual Aid Agreement in consultation with representatives of the

- various fire, emergency medical, hazardous materials response services, and law enforcement agencies within the jurisdiction of the applicant, and deployed with personnel trained in the use of such equipment in a manner consistent with the California Law Enforcement Mutual Aid Plan or the California Fire Services and Rescue Mutual Aid Plan.
- b. Is consistent with needs as identified in the State Homeland Security Strategy and will be deployed in conformance with that Strategy.
31. Agrees that funds awarded under this grant will be used to supplement existing funds for program activities, and will not supplant (replace) non-federal funds.
32. Will comply with all applicable Federal statutes, regulations, policies, guidelines and requirements, including OMB Circulars A-21, A-87, A102, A-110, A-122, and A-133, E.O. 12372 and the current Administrative Requirements, Cost Principles, and Audit Requirements. Will also comply with Title 28, Code of Federal Regulations, Parts 66 and 70, that govern the application, acceptance and use of Federal funds for federally assisted projects.
33. Will comply with provisions of 28 CFR applicable to grants and cooperative agreements, Including:
- a. Part 18, Administrative Review Procedures.
 - b. Part 20, Criminal Justice Information Systems.
 - c. Part 22, Confidentiality of Identifiable Research and Statistical Information.
 - d. Part 23, Criminal Intelligence Systems Operating Policies.
 - e. Part 30, Intergovernmental Review of Department of Justice Programs and Activities.
 - f. Part 35, Nondiscrimination on the Basis of Disability in State and Local Government Services.
 - g. Part 38, Equal Treatment of Faith-based Organizations.
 - h. Part 63, Floodplain Management and Wetland Protection Procedures.
 - i. Part 42, Nondiscrimination/Equal Employment Opportunities Policies and Procedures.
 - j. Part 61, Procedures for Implementing the National Environmental Policy Act.
 - k. Part 64, Floodplain Management and Wetland Protection Procedures; and Federal laws or regulations applicable to Federal Assistance Programs.
 - l. Part 66, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments.
 - m. Part 67, Government-Wide Debarment and Suspension (Non-Procurement).
 - n. Part 69, New Restrictions on Lobbying.
 - o. Part 70, Uniform Administrative Requirements for Grants and Cooperative Agreements (including sub-awards) with Institutions of Higher Learning, Hospitals and other Non-Profit Organizations.
 - p. Part 83, Government-Wide Requirements for a Drug Free Workplace (grants).
34. Will comply with Subtitle A, Title II of the Americans with Disabilities Act (ADA) 1990.
35. Agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this agreement.
36. Will maintain procedures to minimize the time elapsing between the award of funds and the disbursement of funds.

37. Will comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide and the current US Department of Homeland Security (DHS) Financial Management Guide.
38. Agrees that all allocations and use of funds under this grant will be in accordance with the FY 2010 Interoperable Emergency Communications Grant Program Guidance and Application Kit, and the California Supplement to the FY 2010 Interoperable Emergency Communications Grant Program Guidance and Application Kit. Further, use of FY10 funds is limited to those investments included in the California FY10 Investment Justifications submitted to DHS/FEMA and evaluated through the peer review process.
39. Acknowledges that FEMA reserves a royalty-free, non exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use, for Federal government purposes: a) the copyright in any work developed under an award or sub-award; and b) any rights of copyright to which a recipient or sub-recipient purchases ownership with Federal support. the recipient agrees to consult with GPD regarding the allocation of any patent rights that arise from, or are purchased with, this funding.
40. Will not make any award or permit any award (subgrant or contract) to any party which is debarred or suspended or is otherwise excluded from or ineligible for participation in Federal assistance programs under Executive Order 12549 and 12689, "Debarment and Suspension."
41. As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510
- a. The applicant certifies that it and its principals:
- (i) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency.
 - (ii) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
 - (iii) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and
- b. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

42. Agrees to comply with the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620 and certifies that it will or will continue to provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition.
- (b) Establishing an on-going drug-free awareness program to inform employees about:
 - (1) The dangers of drug abuse in the workplace.
 - (2) The grantee's policy of maintaining a drug-free workplace.
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will
 - (1) Abide by the terms of the statement; and
 - (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.
- (e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to:

Department of Justice, Office of Justice Programs,
ATTN: Control Desk,
633 Indiana Avenue, N.W.,
Washington, D.C. 20531.

Notice shall include the identification number(s) of each affected grant.

- (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted.
 - (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

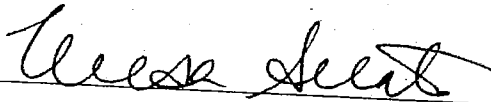
43. Will comply with all applicable requirements of all other federal laws, executive orders, regulations, program and administrative requirements, policies and any other requirements governing this program.

44. Understands that failure to comply with any of the above assurances may result in suspension, termination or reduction of grant funds.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

The undersigned represents that he/she is authorized by the above named applicant to enter into this agreement for and on behalf of the said applicant.

Signature of Authorized Agent:



Printed Name of Authorized Agent: Teresa Serata

Title: Director Strategy and Compliance, Bay Area UASI

Date: 11/17/10

